

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

J. MICHAEL CHARLES; MAURICE W. WARD,  
JR.; and JOSEPH I. FINK, JR., on behalf of  
themselves and all others similarly situated

Plaintiffs,

v.

PEPCO HOLDINGS, INC.; CONECTIV, and  
PEPCO HOLDINGS RETIREMENT PLAN,

## Defendants

CIVIL ACTION

NO. 05-702 (SLR)

## ORDER

And now, on this \_\_\_\_ day of \_\_\_\_, 2005, upon consideration of Defendants' Motion to Dismiss and supporting Briefs, and Plaintiffs' response thereto, it is hereby ORDERED that the Motion is GRANTED and the Complaint in this action is dismissed with prejudice.

Robinson, J.